

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,	)	No. CR19-200-RSM
	)	
Plaintiff,	)	
	)	ORDER GRANTING EMERGENCY
v.	)	MOTION FOR TEMPORARY
	)	RELEASE FROM CUSTODY
THOMAS DAY,	)	
	)	
Defendant.	)	

THE COURT has considered the Defendant's motion for temporary release from custody to attend funeral services.

THE COURT GRANTS the motion pursuant to 18 U.S.C. § 3145(b) and (c) or 18 U.S.C. 3142(i), and 28 C.F.R. 570.33(b) and 18 U.S.C. § 3622 and sets the following conditions of release:

1. The defendant shall be released from the Federal Detention Center-SeaTac no later than 6:00 a.m. on Saturday, January 30, 2021;
2. Release on third-party custody to: Ted Donato
3. The defendant shall be tested for COVID-19 prior to release from custody. Should he test positive for COVID-19, the following provision for location monitoring shall not apply.
4. If the defendant tests negative for COVID-19, the defendant shall comply with Stand Alone Monitoring component of Location Monitoring Program. The defendant shall be monitored by Active Global Positioning Satellite technology

1 which shall be utilized for purposes of verifying compliance with any court-  
2 imposed condition of supervision. The defendant shall abide by all program  
3 requirements, and must contribute towards the costs of the services, to the extent  
4 financially able, as determined by the location monitoring specialist.

- 5 5. During his temporary release, the defendant shall be allowed to attend his  
6 grandmother's funeral at Kern Funeral Home, Cedar Hat Pavilion, and  
7 Swinomish Indian Cemetery. He shall either be in transit to or from the funeral  
8 services, and at all times be in the company of Ted Donato.
- 9 6. The defendant shall self-surrender himself to the Federal Detention Center-  
10 SeaTac no later than 5:00 p.m. on Saturday, January 30, 2021.
- 11 7. The defendant shall be subject to the Federal Detention Center's policies  
12 regarding a return from this temporary release.

13 DONE this 29<sup>th</sup> day of January, 2021.

14 

15 RICARDO S. MARTINEZ  
16 CHIEF UNITED STATES DISTRICT  
17 JUDGE

18 Presented by:

19 s/ *Gregory Geist*  
20 Assistant Federal Public Defender  
21 Attorney for Thomas Day